

**Federal Defenders  
OF NEW YORK, INC.**

Southern District  
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*Southern District of New York*  
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September 15, 2022

**BY ECF**

The Honorable Katherine Polk Failla  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, NY 10007


**MEMO ENDORSED**

**Re: United States v. Haji Najibullah  
(S2) 14 Cr. 401 (KPF)**

Dear Judge Failla:

We write with respect to the September 16, 2022, deadline for Haji Najibullah's reply to the Government's response in opposition to his motion to compel. For the reasons discussed during yesterday's ex parte conference with the Court pursuant to Section 2 of the Classified Information Procedures Act, the defense respectfully requests a three-week extension of time to file its reply, to Friday, October 7, 2022. The Government does not object to this application.

Respectfully Submitted,

  
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Andrew J. Dalack  
Mark B. Gombiner  
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Cc: Government Counsel

Application GRANTED. Defendant shall file his reply brief on or before **October 7, 2022**. The Clerk of Court is directed to terminate the pending motion at docket number 68.

Dated: September 16, 2022  
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE